GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Municipal Administration & Urban Development Department - Allegations leveled against Sri R.Somanarayana, the then Municipal Commissioner, Saluru Municipality - Certain irregularities committed in execution of Departmental works and substandard quality of work in Saluru Municipality, Vizianagaram District – Departmental Proceedings under Rule-20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Article of Charges - Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 868 **Dated: 11-09-2018.**

Read the following:-

1. From the Director General, G.A.(V&E) Dept., Vigilance Report No.87 (1531/V&E/E1/06), dated 27.06.2008.
2. G.O.Rt.No.867, M.A. & U.D. (Vig.I) Dept., dated:11.09.2018.

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O R D E R:

It is proposed to hold an enquiry against Sri R.Somanarayana, the the Municipal Commissioner, Saluru Municipality, Vizianagaram District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The statement of articles of charges and statement of imputations of misconduct and misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed Annexures I&II. A list of documents by which and a list of witnesses by whom, the articles of charges proposed to be sustained are also enclosed in Annexures III & IV.

3. Sri R.Somanarayana, the then Municipal Commissioner, Saluru Municipality, Vizianagaram District is directed to submit his written statement of his defense within (10) days from the date of receipt of this order.

4. Sri R.Somanarayana, the then Municipal Commissioner, Saluru Municipality, Vizianagaram District informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri R.Somanarayana, the then Municipal Commissioner, Saluru Municipality, Vizianagaram District is further informed that if he does not submit his written statement of defence on or before the date specified in para (3) above, further action will be processed based on the material available.

6. Attention of Sri R.Somanarayana, the then Municipal Commissioner, Saluru Municipality, Vizianagaram District is invited to Rule 24 of the Andhra Pradesh Civil Services (conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest

(PTO)

in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that above Sri R.Somanarayana, the then Municipal Commissioner, Saluru Municipality, Vizianagaram district is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The Director of Municipal Administration. A.P., Guntur is directed to furnish copies of documents as per Annexure-III to Sri R.Somanarayana, the then Municipal Commissioner, Salur Municipality, Vizianagaram District.

8. The receipt of G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri R.Somanarayana, the then Municipal Commissioner, Saluru Municipality, Vizianagaram District **through** the DMA, AP, Guntur.
The Director of Municipal Administration, A.P., Guntur.

Copy to:

The GA (V&E) Dept., AP, Vijayawada (With reference to Vigilance Report No.87 (1531/V&E/E1/06), dated 27.06.2008)
The Secretary to A.P.Vigilance Commission, 5th Block, A.P. Secretariat.
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure –I to G.O.Rt.No. 868 MA&UD (Vig.I) Dept., Dt:11.09.2018

ARTICLES OF CHARGES FRAMED AGAINST SRI. R.SOMANARAYANA, THE THEN MUNICIPAL COMMISSIONER, SALUR MUNICIPALITY.

Charges.No.1:

That, he had allowed higher rates than SSR (R&B) for procurement of electrical items in Saluru Municipality and made loss to the Government.

Charges.No.2:

That he had allowed substandard fitting in SV Lamps resulting damage within 1 year in Saluru Municipality.

Charges.No.3:

That he had exhibited lack of integrity, devotion to duty and conduct becoming a member of service and thereby contravened Rule 3 of A.P.C.S (Conduct) Rules, 1964.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure –II to G.O.Rt.No.868 MA&UD (Vig.I) Dept., Dt:11.09.2018

STATEMENT OF IMPUTATIONS IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SRI.R.SOMANARAYANA, THE THEN MUNICIPAL COMMISSIONER, SALUR MUNICIPALITY.

That, Sri R.Somanarayana, during his tenure at Saluru Municipality, has committed certain irregularities by allowing higher rates than SSR (R&B) for procurement of electrical items and also allowing substandard fittings in SV Lamps resulting damage within 1 year in Saluru Municipality and the details of the irregularities is as follows:-

i. The following two works were administratively sanctioned for Rs.4.00 Lakhs by the District Collector, Vizianagaram towards purchase of electrical goods under C.D.R. grant vide Proceedings Rc.No.4407/2006-D2, dt.10.8.06 with direction to execute the works departmentally within 7 days and to procure the materials of ISI standard.

a) Supply and delivery of 4-W tube lights along with fixtures .... Rs.3.00 Lakhs.
b) Supply and delivery of 70-W S.V.lamps along with fixtures....Rs.1.00 Lakh.

Rs. 4.00 Lakhs.

ii. The Commissioner, Saluru Municipality had invited quotations for supply and delivery of above street lighting materials from SSI units having ISI standard materials vide Quotation Notice Rc.No.1660/2004-El, dt.12-8-06. But, the dispatch particulars and acknowledgements are not available in the Municipality. In response, four quotations were received. Out of them, three firms quoted same rates for the 40 W tube light fixtures and 70 W SV Lamp fixtures.

The Commissioner, Saluru Municipality approved the lowest rate for preparation of estimate vide Office Note dt.14.8.06.

iii. Based on the approved quotation rates, the Municipal Assistant Engineer, Saluru had prepared the following four estimates on 14.8.2006.

a) Supply and delivery of 70-w SV lamps along with fixtures in Saluru Municipality. .... Rs.1.00 Lakh

b) Supply and delivery of 40-W Tube lights with fixtures to Saluru Municipality for "A" Division ..... Rs.1.00 Lakh

c) Supply and delivery of 40-W Tube light along with fixture to Saluru Municipality for 'B' Division ..... Rs.1.00 Lakh

d) Supply and delivery of 40-W Tube light along with fixture to Saluru Municipality for 'C' Division ..... Rs.1.00 Lakh

Total ….. Rs.4.00 Lakhs

The above estimates were technically approved for Rs.1.00 Lakh each by the Deputy Executive Engineer, Saluru Municipality vide T.S.Nos.62,63,64 and 65, dt.14.8.06 respectively. As per the sanctioned estimate specifications the materials shall conform to ISI mark.

iv. As three firms quoted equal rates, orders were placed on all the three firms for 40 W cubes and the supply of 70 W SV Lamps was placed on two firms i.e. M/S Kushima Luminaries, and Sri Srinivasa Industries, Hyderabad.

Based on supply orders and as per CDR stock register 2006-07, the Municipal Assistant Engineer had received the following electrical goods form the following firms.

SI. NO	**Name of firm**	**Description**	**Quantity**	**Date**
1.	National Co- Operative Consumers Federation of India, Visakhapatnam	40-w street light fixture along with all accessories such as Crompton Graves make.	80 Nos.	21.08.06
2.	Sai Srinivasa Industries, Secunderabad.	40-W street light fixture lamp – Crompton Greaves – Fixtures – own make.	80 Nos.	24.08.06
		70-w SV lamps Fixtures Lamp – Crompton Greaves – own make.	18 Nos.	24.08.06
3.	Kushima Luminaries, Hyderabad.	40-w street light fixture Tube – GE fixture – own make.	80 Nos.	26.08.06
		70-w SV lamps Fixtures : Lamp – Philips Fixtures – own make.	18 Nos.	26.08.06

v. However, the SV lamp 70-W with fixture were verified and found that the bulb is of Philips make with ISI mark and all other accessories like dome Condenser, Igniter, choke etc., are of local made without having ISI mark.

In case of 40-W tube fittings it was observed that the tube is of Laxman-Sylvnia make and all other accessories like Choke, Dome etc., are of local made without having ISI mark. The date of erection and the serial Number were not marked on the fixture.

vi. The R & B Department had issued SSR of Electrical items on 29.01.2007. Prior to it the SSR issued in 2001-02 was in force. The Comparison of rates approved and as per the SSR (which is 5 months after approval of Quotations) revealed that rates are as under

	C.G. Make	GE make	Kushima Luminaries and other brands	Philips Make	Rates Approve
40W street light	Rs.1470	Rs.1294	Rs.1031	Rs.1473	Rs.1250/each
70 w SVL	Rs.3251	Rs.2784	Rs.2295	Rs.2880	Rs.2750/each

From the above it is clear that one of the approved firms / brand in SSR i.e. M/S Kushima Luminaries quoted lowest rates and order was placed based on this. But the rates as per SSR are less than the approved rates i.e. for 40 W the rate is Rs. 1031 as against approved Rs. 1250 and for 70 W SLV it is Rs. 2295 as against Rs. 2750/- approved.

vii. The Commissioner, Saluru Municipality vide his letter dt. 17.07.2007 had addressed M/S Kushima Luminaries, Hyderabad and Sai Srinivasa Industries, Secunderabad to replace the damaged S.V. lamps, fixtures with new SV lamp fixtures. (4 in case of Kushima and 13 in case of Sai Srinivasa Insustries). But, the firms have failed to replace the SV lamps fixtures in place of damaged ones even after one month and within guarantee period.

For the above mentioned acts, he is held responsible. Thus the Charges.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure–III to G.O.Rt.No.868MA&UD (Vig.I) Dept., Dt:11.09.2018

LIST OF DOCUMENTS UPON WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI. R.SOMA NARAYANA, THE THEN MUNICIPAL COMMISSIONER, SALUR MUNICIPALITY.

1. From the G.A (V&E) Dept., V.R.No.87 (1531/V&E/E/06), dated:27.06.2008.
2. Govt. Memo No. 13120/E1/2008, Dt. 06.08.2008

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure –IV to G.O.Rt.No.868MA&UD (Vig.I) Dept., Dt:11.09.2018

LIST OF WITNESS ON WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI. R.SOMANARAYANA, THE THEN MUNICIPAL COMMISSIONER, SALUR MUNICIPALITY.

- NIL -

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER